THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.11153 OF 2006

08.06.2006

Between:

V.Lokanadha Reddy, S/o.Late V.Muni Reddy

… Petitioner

AND

The Secretary to Government of Andhra Pradesh,
Revenue Department, Secretariat, Hyderabad
And others

… Respondents

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ORDER:

Sri Mogileeswara Swamy Temple is a religious institution registered under Section 6(b) of the A.P. Charitable Trusts and Hindu Religious Institutions and Endowments Act, 1987 (the Act, for brevity). According to the petitioner, after calling applications from eligible persons, the first respondent issued proceedings on 26.4.2006 appointing respondents 3 to 9 as members of the Board of Non-hereditary Trustees for the Temple for a period of two years. This order is assailed in the present writ petition.

Heard the learned Counsel for the petitioner, learned Assistant Government Pleader for Endowments, Sri V.Venugopala Rao, learned Counsel for respondent No.2 and Sri S.S.Bhatt, learned Counsel for caveator-respondent No.4.

Under Section 92 of the Act, any order passed by the Deputy Commissioner/Assistant Commissioner or any other subordinate officer, revision would lie to the Commissioner of Endowments. This is an effective efficacious alternative remedy especially when questions of fact are involved. For this reason alone, this Court is not inclined to accept the writ petition at this stage. Liberty is reserved to the petitioner to approach the jurisdictional Joint Commissioner, Tirupathi and file a revision petition under Section 92 of the Act. As and when the revision is filed, the same may be entertained and dispose of in accordance with law, after giving notice to the newly appointed trustees of the temple.

The writ petition, with the above observations and directions, is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

June 08, 2006

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